



General Assembly

Substitute Bill No. 5514

January Session, 2003

***AN ACT INCREASING THE PENALTY FOR VOYEURISM AND
PROHIBITING THE PRESENCE OF MINORS IN CLASS III GAMING
FACILITIES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 53a-189a of the general statutes is repealed and
2 the following is substituted in lieu thereof (*Effective October 1, 2003*):

3 (a) A person is guilty of voyeurism when, with malice or intent to
4 arouse or satisfy the sexual desire of such person or any other person,
5 such person knowingly photographs, films, videotapes or otherwise
6 records the image of another person (1) without the knowledge and
7 consent of such other person, (2) while such other person is not in
8 plain view, and (3) under circumstances where such other person has a
9 reasonable expectation of privacy.

10 (b) Voyeurism is a class [A misdemeanor] D felony.

11 Sec. 2. (NEW) (*Effective October 1, 2003*) (a) For the purposes of this
12 section:

13 (1) "Gaming facility" means any room in which class III gaming, as
14 legally authorized pursuant to a tribal-state compact governing the
15 conduct of gaming activities on Indian lands or federal procedures
16 issued by the Secretary of the Interior, is conducted, but does not
17 include a room limited to the playing of bazaar games;

18 (2) "Class III gaming" has the same meaning as provided in the
19 Indian Gaming Regulatory Act, 25 USC 2703; and

20 (3) "Alcoholic liquor" has the same meaning as provided in section
21 30-1 of the general statutes.

22 (b) No person under the minimum age for the purchase of alcoholic
23 liquor under the provisions of chapter 545 of the general statutes shall
24 be present in any gaming facility, except that, unless otherwise
25 prohibited by law, a person over the age of majority may be employed
26 in a gaming facility if such person has obtained any license required by
27 the state for such employment and such employment does not include
28 handling or serving alcoholic liquor. Any person under such minimum
29 age for the purchase of alcoholic liquor who violates the provisions of
30 this subsection shall be fined not more than one hundred dollars.

31 (c) Any person under the minimum age for the purchase of
32 alcoholic liquor under the provisions of chapter 545 of the general
33 statutes who is present in any gaming facility and directly or indirectly
34 places a wager in such gaming facility shall be guilty of a class A
35 misdemeanor.

36 (d) Any person under the minimum age for the purchase of
37 alcoholic liquor under the provisions of chapter 545 of the general
38 statutes who, for the purpose of gaining access to a gaming facility, (1)
39 misrepresents such person's age, or (2) uses or exhibits (A) a forged,
40 counterfeit or altered government-issued identity card, passport or
41 motor vehicle operator's license, or (B) a government-issued identity
42 card, passport or motor vehicle operator's license belonging to any
43 other person, shall be fined not less than one hundred dollars nor more
44 than five hundred dollars or imprisoned not more than thirty days, or
45 both.

46 (e) Nothing in this section shall be construed to prohibit minors
47 from receiving lottery tickets or chances in lawfully operated games of
48 chance as gifts.

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>
Sec. 2	<i>October 1, 2003</i>

JUD *Joint Favorable Subst.*